

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

M.C. WILLIAMS, #205 594

*

Plaintiff,

*

v.

*

CIVIL ACTION NO. 2:05-CV-638-F

STATE OF ALABAMA, et al.,

*

Defendants.

*

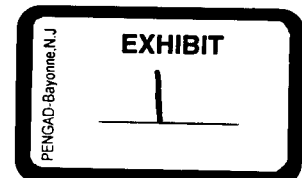
A F F I D A V I T

Before me, the undersigned authority, a Notary Public, in and for said County and State of Alabama at Large, personally appeared Arnold M. Holt, who being known to me, and being by me first duly sworn, deposes and says under oath as follows:

My name is Arnold M. Holt, and I am presently employed as a Correctional Warden III, with the Alabama Department of Corrections, Bullock County Correctional Facility, Post Office Box 5107, Union Springs, Alabama 36089. I am over twenty-one (21) years of age.

Inmate Michael Thomas, #228564-S, assaulted Williams here, 4-6-05. See attached Incident Report #BCCF:05-437.

Williams complains that no Officer was in the dorm where and when this happened. He says I refused to let him file a 1st degree assault charge on Thomas. He says Thomas cut him with a knife. He complains that I let Thomas be transferred without Thomas being punished for his assault. He complains of a lack of investigation of the assault.



Page 2

I have attached here our Roster of the Shift then on duty. This and the Incident Report show that Officer R. Ellis was immediately present in the area and promptly responded. The Incident Report shows two other Officers were immediately on the scene. We promptly secured Williams.

Inmates may, and regularly do, inform Investigations and Intelligence Division (I & I). Williams could. I would not interfere. I do not recall Williams asking for charges against Thomas.

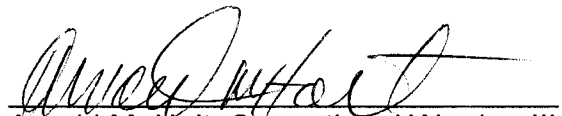
See our report (#BCCF:05-437), previously mentioned and attached, of this incident – the assault on Williams. This shows our investigation. There was no weapon.

I have attached here a report, DISC: #05-437, of our disciplinary action with Williams' assailant, Thomas. This shows our punishment of Thomas.

I have attached here reports of our execution of Thomas' segregation penalty: Segregation Review Checklist, etc.

I have attached here the report of Thomas' transfer from Bullock Correctional Facility, after his punishment.

I have not done Williams any wrong.


Arnold M. Holt, Correctional Warden III
Bullock County Correctional Facility

Page 3

STATE OF ALABAMA)

COUNTY OF BULLOCK)

SWORN TO AND SUBSCRIBED before me and given under my hand and official seal

on this the 12th day of September 2005.

Justine B. Person
NOTARY PUBLIC

My Commission Expires: 2/24/2009.

SEAL

STATE OF ALABAMA
BOARD OF CORRECTIONS
INSTITUTIONAL INCIDENT REPORT

1. Institution: BULLOCK COUNTY CF	2. Date: 4-6-05	3. Time: 1:35 a.m.	4. Incident Number: BCCF: 05-437
5. Location Where Incident Occurred: Dormitory #23 on Bed #46		6. Type of Incident: Rule #31, Assault on Another Inmate	
7. Time Incident Reported: 1:37 a.m.		8. Who received Report: Sgt. Cedric Smith <i>Cedric Smith</i>	
9. Victim:			
a. <u>M.C. Williams</u> (type full name)		No. <u>BM/205594</u>	
b. _____ (type full name)		No. <u><i>Attach</i></u>	
10. Suspects:		11. Witnesses:	
a. <u>Michael Thomas</u>	No. <u>WM/228564</u>	a. <u>N/A</u>	No. _____
b. _____	No. _____	b. _____	No. _____
c. _____	No. _____	c. _____	No. _____
d. _____	No. _____	d. _____	No. _____
e. _____	No. _____	e. _____	No. _____
f. _____	No. _____		
RECEIVED APR 15 2005 <i>LSH</i>			
Physical Evidence:			
12. Type of Evidence: <u>N/A</u>			
13. Description of Evidence: <u>N/A</u>			
14. Chain of Evidence: <u>N/A</u>			
a. _____			
b. _____			
c. _____			
d. _____			
e. _____			
15. NARRATIVE SUMMARY: On 4/6/05, at approximately 1:35 a.m., Officer Darrel McClain, Cubicle #4 Operator, observed inmate <u>M.C. Williams, BM/205594</u> , bleeding from his nose and both eyes swollen, standing in the hall. Officer McClain questioned inmate Williams about what happened. Inmate Williams responded by stating, "Inmate Michael Thomas (WM/228564) hit me in my sleep." At approximately 1:37 a.m., Officer McClain radioed Sgt. Cedric Smith to respond to Cubicle #4. At approximately 1:38 a.m., Officer McClain radioed Officer Robbie Ellis, Dorm #22 and #23 Rover, to respond to Cubicle #4. Officer McClain informed Officer Ellis of the incident. At approximately 1:38 a.m., Officer Mark Wilson responded to Dorm #23 to question inmate Thomas, the inmate suspected in assaulting inmate Williams. At approximately 1:40 a.m., while Officer Robert Washington, Cubicle #3 Operator, was on break, also responded to Cubicle #4 and escorted inmate Williams to the Infirmary. At approximately 1:40 a.m., Nurse Jane Cawthorne completed a body chart on inmate Williams (see attached) and consulted with Dr. Tahir Siddiq, the On-Call Physician, to determined if inmate Williams should be transferred to Bullock County Hospital. At approximately			

Distribution: Original to I & I Division
Copy to Institutional File
Copy to Central Records

Annex A (page 1 of 2)
ADOC Form 601 Revised 4-6-99
AR 302 - April 6, 1999

Institution:
Bullock County CF

Incident Number:
BCCF: 05-437

Date:
4-5-05

Type of incident:
Rule #31, Assault on Another Inmate

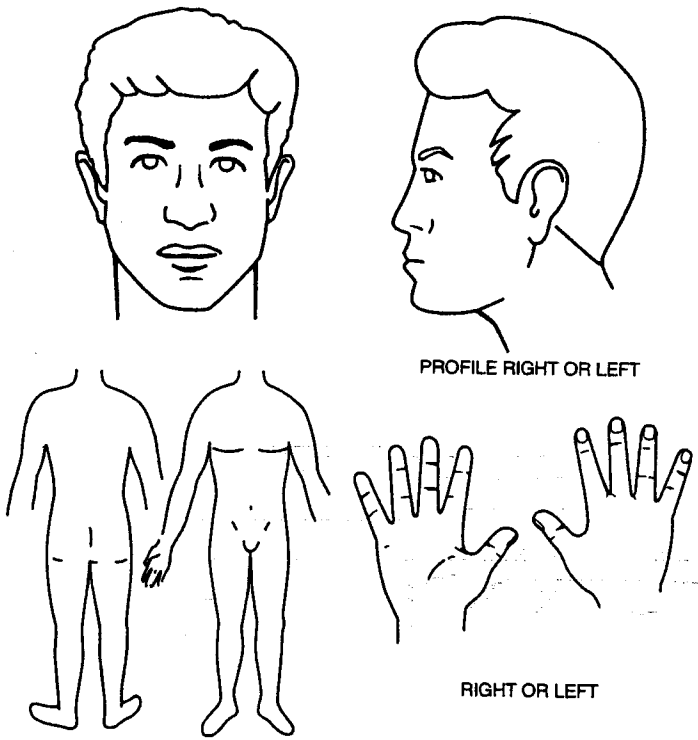
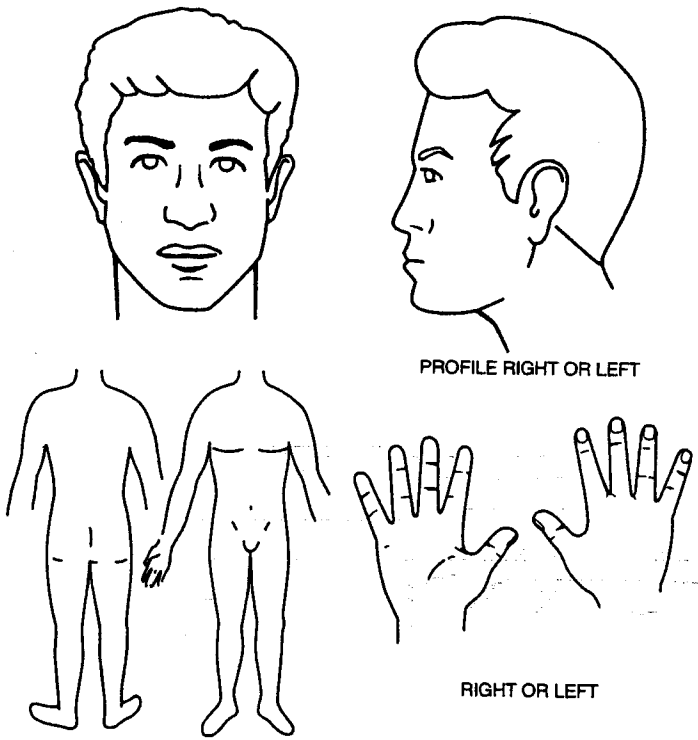
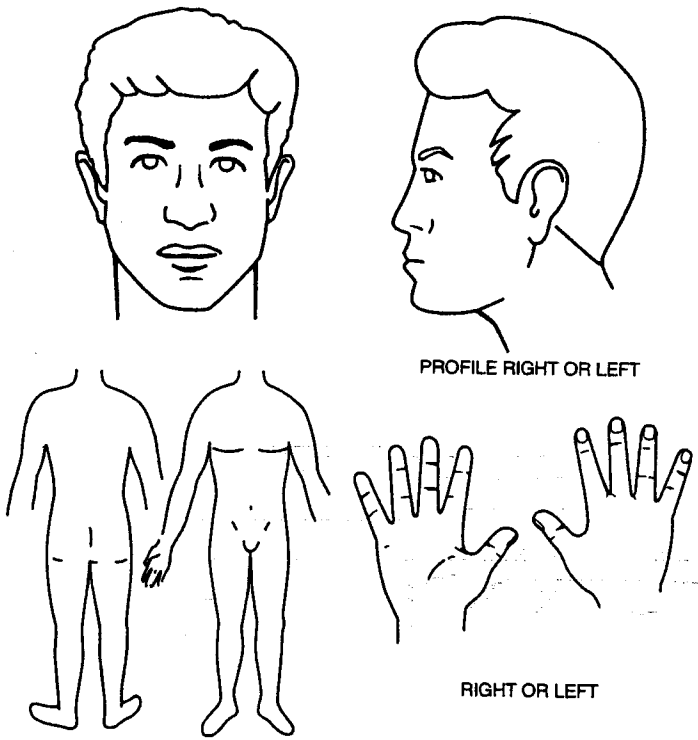
PAGE 2

1:43 a.m., Officer Ellis escorted inmate Thomas to the Shift Commander's office. At approximately 1:45 a.m., Officer McClain escorted inmate Thomas to the Infirmary lobby area and instructed him to sit on the bench while being observed by Officer McClain. At approximately 2:08 a.m., the Emergency Medical Technicians, Johnny Massey and John Helms entered the Infirmary. At approximately 2:13 a.m., EMT's departed the Infirmary with inmate Williams, escorted by Officer Washington. At approximately 2:16 a.m., Officer Paul Phillips, in Chase Vehicle #2040, departed Bullock County Correctional Facility, providing ambulance security. At approximately 2:20 a.m., Nurse Cawthorne examined inmate Thomas and then released him (see attached body chart). At approximately 2:40 a.m., Sgt. Smith and Officer McClain escorted inmate Thomas to Segregation and placed him in Cell #12, pending investigation for violation of Rule #31, Assault on Another Inmate. At approximately 2:50 a.m., Officer McClain questioned several inmates from Dorm #23. Inmates witnessed inmate Thomas striking inmate Williams several times with his fists while inmate Williams slept. Sgt. Smith then questioned inmate Thomas, inmate Thomas did admit to assaulting inmate Williams while he slept because inmate Thomas thought inmate Williams was masturbating on him while he showered. At approximately 2:25 a.m., Capt. Sylvester Nettles, On-Call Supervisor, was notified of the incident. No further action was taken.

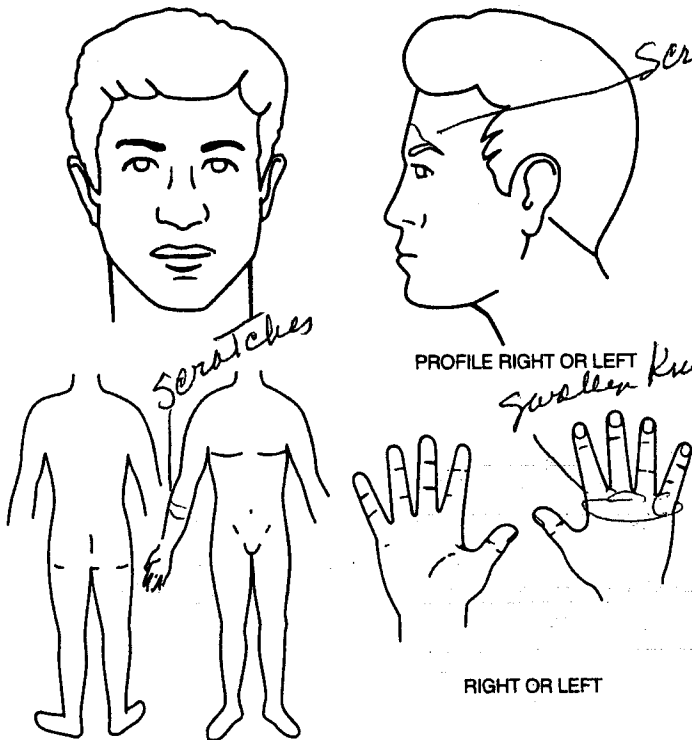
Darrel McClain, COI
Darrel McClain, Correctional Officer I

ANNEX B

EMERGENCY

ADMISSION DATE 4 / 6 / 05 0140 AM PM		ORIGINATING FACILITY <u>Bullock</u> <input type="checkbox"/> SIR <input type="checkbox"/> PDL <input type="checkbox"/> ESCAPEE <input type="checkbox"/>		<input type="checkbox"/> SICK CALL <input type="checkbox"/> EMERGENCY <input type="checkbox"/> OUTPATIENT																									
ALLERGIES <u>NKDA</u>		CONDITION ON ADMISSION <input type="checkbox"/> GOOD <input checked="" type="checkbox"/> FAIR <input type="checkbox"/> POOR <input type="checkbox"/> SHOCK <input type="checkbox"/> HEMORRHAGE <input type="checkbox"/> COMA																											
VITAL SIGNS: TEMP <u>97.6</u> ORAL RECTAL		RESP. <u>20</u>		PULSE <u>84</u> B/P <u>144 98</u> RECHECK IF SYSTOLIC <u>1</u> <100> 50																									
NATURE OF INJURY OR ILLNESS																													
<p><u>5. A white guy came up while I was asleep and cut my nose with a razor.</u></p> <p><u>0 Has 1/2 moon shaped cut on Rt side of nostril</u></p> <p><u>Cut gapped open</u></p> <p><u>A alteration in comfort due to cut on nostril</u></p> <p><u>0 Place dog on nose</u></p> <p><u>and send to Bullock ER for sutures</u></p>																													
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p>PHYSICAL EXAMINATION</p> </div> <div style="width: 50%;"> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td>ABRASION ///</td> <td>CONTUSION #</td> <td>BURN ^{xx} _{xx}</td> <td>FRACTURE ^Z _Z</td> <td>LACERATION / SUTURES</td> </tr> <tr> <td colspan="5" style="text-align: center;">  </td> </tr> </table> </div> </div>						ABRASION ///	CONTUSION #	BURN ^{xx} _{xx}	FRACTURE ^Z _Z	LACERATION / SUTURES																			
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<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th>ORDERS / MEDICATIONS / IV FLUIDS</th> <th>TIME</th> <th>BY</th> </tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </table>						ORDERS / MEDICATIONS / IV FLUIDS	TIME	BY																					
ORDERS / MEDICATIONS / IV FLUIDS	TIME	BY																											
DIAGNOSIS <u>Laceration Rt nostril</u>																													
INSTRUCTIONS TO PATIENT <u>Hold pressure to nose</u>																													
DISCHARGE DATE 4 / 6 / 05 0140 AM PM		RELEASE / TRANSFERRED TO <u>Bullock tbsp</u>		<input type="checkbox"/> DOC <input type="checkbox"/> AMBULANCE <input type="checkbox"/>																									
NURSE'S SIGNATURE <u>Kawthorn RN</u> DATE <u>4/6</u>		PHYSICIAN'S SIGNATURE		CONDITION ON DISCHARGE <input checked="" type="checkbox"/> SATISFACTORY <input type="checkbox"/> POOR <input type="checkbox"/> FAIR <input type="checkbox"/> CRITICAL CONSULTATION																									
INMATE NAME (LAST, FIRST, MIDDLE) <u>Williams, MC</u>		DOC# <u>265594</u>		DOB <u>12/20/57</u> R/S <u>B/M</u> FAC. <u>Bullock</u>																									

02:20 AM EMERGENCY

ADMISSION DATE 4/16/05		ORIGINATING FACILITY Bullock		<input type="checkbox"/> SICK CALL <input type="checkbox"/> EMERGENCY <input type="checkbox"/> OUTPATIENT	
ALLERGIES NKDA		CONDITION ON ADMISSION <input checked="" type="checkbox"/> GOOD <input type="checkbox"/> FAIR <input type="checkbox"/> POOR <input type="checkbox"/> SHOCK <input type="checkbox"/> HEMORRHAGE <input type="checkbox"/> COMA			
VITAL SIGNS: TEMP 102°		ORAL RECTAL		RESP. 20	
PULSE 160		B/P 110/78		RECHECK IF SYSTOLIC <100> 50	
NATURE OF INJURY OR ILLNESS 5- He masturbated on me the other night - So I waited until he went to sleep and grabbed him behind the neck and punched him - Then he got up and started coming after me and I punched him again - I don't know how he got the cut on nose, maybe hit the bed		ABRASION /// CONTUSION # BURN xx xx FRACTURE Z LACERATION / SUTURES			
PHYSICAL EXAMINATION D- Has small scratch over Rt eyebrow and a longer scratch on upper @ forearm - reddened area over the scratch - skin not broken Has swollen knuckles Rt hand A- Alteration in comfort due to alteration - another inmate P- Turn over to officers to return to population					
DIAGNOSIS Scratches and swollen Rt knuckles		ORDERS / MEDICATIONS / IV FLUIDS Motrin 800 mg P.O.			
INSTRUCTIONS TO PATIENT		TIME BY			
DISCHARGE DATE 4/16/05		RELEASE / TRANSFERRED TO DOC		CONDITION ON DISCHARGE <input checked="" type="checkbox"/> SATISFACTORY <input type="checkbox"/> POOR <input type="checkbox"/> FAIR <input type="checkbox"/> CRITICAL	
NURSE'S SIGNATURE C. Cantor RN		DATE 4/6		CONSULTATION	
INMATE NAME (LAST, FIRST, MIDDLE) Thomas, Michael		DOC# 228564		DOB 11/1/82	
		R/S W/M		FAC. Bullock	

ALABAMA DEPARTMENT OF CORRECTIONS
CENTRAL COMMUNICATIONS INCIDENT REPORT

April 6, 2005

Type of Incident: Inmate Transport

Institution: BULLOCK CO. CORR. FAC.

Victim (s) WILLIAMS, M.C. AIS# 205594 R/S BM DOB _____
AIS#: _____ R/S: _____ DOB: _____Suspect (s): THOMAS, MICHAEL AIS# 228564 R/S WM DOB: _____
AIS#: _____ R/S: _____ DOB: _____

Sentenced From: Mobile Date of Sentence 4-9-03

Crime: Murder I Length of Sentence: LIFE

Date: April 6, 2005 Time: 1:35AM Location: Dorm # 23

BRIEF SUMMARY: On April 6, 2005, at approximately 1:35 AM, Officer Darrell McClain (Cubicle IV Operator) was approached by inmate M.C. Williams B/205594. Inmate Williams stated to Officer McClain, "I've been hit while I was sleep." Inmate Williams was bleeding from the nose and his eyes were swollen. Officer McClain radioed Sgt. Cedric Smith to report to Cubicle IV. Officer Robert Washington was on break from Cubicle III and assisted with the incident. He escorted inmate Williams to the infirmary for treatment. Officers Robbie Ellis and Mark Wilson entered dormitory #23 and escorted inmate Michael Thomas W/228564 to the shift office. He was a suspect in this incident. At approximately 1:40 AM, Nurse Jane Cawthorn saw inmate Williams. Dr. Raphael Siddiq, who was the on-call doctor, was notified. Dr. Siddiq instructed Nurse Cawthorn to have inmate Williams transported to Bullock County Hospital. At approximately 2:08AM, emergency technicians, Johnny Massie and John Helms entered the facility. At approximately 2:13AM, the EMT's departed with inmate Williams. Officer Robert Washington rode in the ambulance while Officer Paul Phillips followed in 2040. Inmate Michael Thomas was questioned By Sgt. Cedric Smith. He admitted to assaulting inmate Williams. At approximately 2:20AM, inmate Thomas was seen in the infirmary by Nurse Cawthorn and released to Segregation Cell #12 pending investigation for Rule Violation #31- Assault on another Inmate. Captain Sylvester Nettles was notified at approximately 2:25AM.

OFFICER REPORTING INCIDENT: Cedric Smith COII DATE: 4-6-05 TIME: 7:55AM
 RECEIVER OF REPORT: _____ DOC COMMUNICATION DIV.
 DEP. COMMISSIONER: _____ DATE: _____ TIME: _____
 INST. COORDINATOR: _____ DATE: _____ TIME: _____
 INVESTIGATIONS: _____ DATE: _____ TIME: _____
 COMM. CORR. DIR.: _____ DATE: _____ TIME: _____
 CENTRAL RECORDS: _____ DATE: _____ TIME: _____

APRIL 5, 2005

SHIFT: THIRD

*By my signature below, I acknowledge that I understand the operational procedures and accept full responsibility of my assigned post.

POST	NAME	*SIGNATURE	TIME	REMARKS
SHIFT COMMANDER	LT. B. MARCUS	<i>B. Marcus</i>	9:48	
SHIFT SERGEANT				
SHIFT SERGEANT	SGT. C. SMITH	<i>C. Smith</i>	9:31	
CLERK	<i>S. Johnson</i>	<i>S. Johnson</i>	9:59	
CENTRAL CONTROL	A. CALDWELL	<i>A. Caldwell</i>	9:58	
INFIRMARY	N. FLOYD	<i>N. Floyd</i>	9:57	
SOUTH HALL ROVER				
CUBICLE I	J. ELLIS	<i>J. Ellis</i>	9:48	
SEGREGATION ROVER	C. YOUNG	<i>C. Young</i>	9:59	
SEGREGATION ROVER				
DORM #1	P. PHILLIPS	<i>P. Phillips</i>	9:57	Drug testing
DORM #2				
DORM #3	D. WARE	<i>D. Ware</i>	9:59	OUTER FENCE CHECK
DORM #4				
DORM #5/6	T. BLAKELY	<i>T. Blakely</i>	9:55	
DORM #11				
DORM #7/8				
DORM #9	J. CHARLES	<i>J. Charles</i>	9:59	Kit exit door
DORM #10				
CUBICLE II	A. REEVES	<i>A. Reeves</i>	9:54	
DORM #12	M. Wilson	<i>M. Wilson</i>	9:55	
DORM #13				
DORM #14	M. Austin	<i>M. Austin</i>	9:59	
DORM #15				
CUBICLE III	R. WASHINGTON	<i>R. Washington</i>	9:59	
DORM #16	S. HILLMAN	<i>S. Hillman</i>	9:50	Kit spoonline
DORM #17				
DORM #18	M. HOWARD	<i>Howard</i>	9:55	
DORM #19				
CUBICLE IV	D. McCLAIR	<i>D. McClair</i>	9:45	OT 8 hrs.
DORM #20	M. Wilson			
DORM #21				
DORM #22	R. ELLIS	<i>R. Ellis</i>	9:52	Kit exit door
DORM #23				
TOWER	E. KIMBER	<i>E. Kimber</i>	9:55	



BOB RILEY
GOVERNOR

STATE OF ALABAMA
DEPARTMENT OF CORRECTIONS

DONAL CAMPBELL
COMMISSIONER

MONTGOMERY, ALABAMA 35130

BULLOCK CO. CORRECTIONAL FACILITY
HWY. 82 EAST, P. O. BOX 5107
UNION SPRINGS, ALABAMA 36089

DETENTION NOTIFICATION

To inmate Michael Thomas R/AIS# W/228564:

This is to inform you that you are presently being investigated by
Sgt. Cedric Smith for Rule Violation #31-ASSAULT
(Supervisor's Name) (Describe in detail the reason)

ON ANOTHER INMATE / PENDING AN INVESTIGATION
(actions for placement in detention/investigation status)

As a result of this, we are placing you in a single cell pending completion of the investigation and/or evaluation. You are hereby notified that this investigation/evaluation may take longer than 72 hours. At the end of the 72 hour period, you will either receive additional notification or be released from the single cell. The 72 hour period excludes all holidays and weekends. By your signature below, you acknowledge receipt of a copy of this notice.

Michael Thomas / 4-6-05
Inmate's Signature / Date / Time

Cedric Smith / 4/6/05
Shift Commander's Signature / Date

C. Young Col / 4-6-05 2:52 am
Serving Officer's Signature / Date / Time

Time Served: 2:52 am

****CHECK APPROPRIATE BOX(ES) BELOW TO INDICATE PLACEMENT STATUS****

- ☒ Investigation for violation of rules/regulations
☐ Mental Health Evaluation
☐ Medical Evaluation
☐ Suicide Watch
☐ Pending placement in Protective Custody
☐ Pending reclassification

cc: Segregation Commander
Inmate Concerned
Segregation File
Institutional File

BULLOCK COUNTY CORRECTIONAL FACILITY SEGREGATION SINGLE CELL STATUS SHEET
 TIME/DATE COMPLETE 25/05 6:56 AM TOTAL BEDS EMPTY 11 SMI 11 OTHER 8 TOTAL 19

15	T	THOMAS, MICHAEL	W/228564	DISC	4/12/05	4/6/05	5-27-05	31	ASSAULT ON ANOTHER INMATE
	B								
16		HEARD, CLIFFORD	B/216972	DISC/MAX	12-25-04	12-21-05/CONT. 04-29-05	06-18-05	31,64,74 90	ASSAULT ON ANOTHER INMATE/POSSESSION OF CONTRABAND GAMBLING/USE OF OR UNDER INFLUENCE
17	T								
	B	LEE, GREGORY	B/184070	DISC	5-17-05	5-05-05	6-30-05	29	ASSAULT ON A DOC OFFICIAL
18		PARKER, FRANK	B/109225	ADMIN/ SMI/CLOSE	12/07/05	11/22/05	P.T./PDA	31	PENDING TRANSFER
19	T	KIEL, ARVEL	B/212625	DISC/SMI	05-02-05	05-01-05	9-14-05	38 x2	INDECENT EXPOSURE / EXHIBITIONISM
		ADAIR, CURTIS	B/112771	ADMIN	05-24-05	05-24-05	05-27-05	56	FAILURE TO OBEY A DIRECT ORDER
20	T								
	B	GOSHA, WILLIAM	B/220048	DISC	05-24-05	05-16-05	07-05-05	91	CONSPIRACY TO COMMIT VIOLATION OF DEPT. RULES

BULLOCK COUNTY CORRECTIONAL FACILITY INFIRMARY SINGLE CELL STATUS REPORT

DATE COMPLETED 5-25-05 TIME COMPLETE 7:30AM TOTAL BEDS EMPTY 7 SMI 1 OTHER 0 TOTAL 1

CELL	INMATE'S NAME	RACE/AIS	STATUS	STATUS DATE	DATE PLACED IN UNIT	RELEASE DATE	#	REASON FOR STATUS
1								
2								
3								
4	DOTSON, HARVEY	B/236842	SMI	05-24-05	05-24-05			MENTAL HEALTH OBSERVATION
5								
6								
7								
8								

SOCIAL SERVICE ACTION

NAME: Michael Thomas AIS: 228564S R&S: W/M

INSTITUTION: BCF CUSTODY: MED9

ACTION: Rescind: _____

Amend: _____

Transfer: From BCF To: Ventress

Custody: From _____ To: _____

ENEMY: None

REASON(S)

(S) is being swapped out with Ventress 05/26/05 due to an enemy situation.

Warden to Warden swap.

Coordinated between M. Fulghum - BCF and M. Bruton- VCF.

BCF to Transport.

DATE: 05/25/05

M. Fulghum
Class Spec

APPROVED: Wardens

ORIGINAL TO: TAS
CC: INST FILE

N 258

MLF

A I S NUMBER : 00228564S

COMMITMENT NAME : THOMAS, MICHAEL SCOTT

SEQ#	DATE	TYPE	FRM-INST-DRM	TO-INST-DRM	RECPT-DT	PRLRVK-DT	REL-TYPE
013	05-26-2005	T	045-00	043-00			
012	05-25-2005	T	045-SC	045-00			
011	05-25-2005	T	045-SC	045-SC/AS/SC			
010	04-08-2005	T	045-SC	045-SC/AS/SC			
009	04-05-2005	T	045-00	045-SC/AS/SC			
008	08-02-2004	T	045-DP	045-00			
007	05-27-2004	T	045-00	045-DP			
006	05-07-2004	T	045-SC	045-00			
005	04-28-2004	T	045-00	045-SC/AS/SC			
004	12-19-2003	T	045-DP	045-00			
003	12-16-2003	T	045-00	045-DP			
002	06-26-2003	T	017-00	045-00			
001	06-12-2003	T	249-00	017-00			

45 GBCF

43 G Ventress CF

Blackledge, Charles

From: Blackledge, Charles
Sent: Tuesday, August 16, 2005 1:46 PM
To: Classification, Ventress
Subject: Michael Thomas 228564.

He assaulted M.C.Williams 205594 at the BCF on 4-6-05. See IR # 5-437. Please, at your earliest convenience this week, review his file for documentation related to that assault. Then, as to whether we considered reclassing him for the assault, whether there is a Reclass Notice, even handwritten, whether there is a Living Agreement between him and Williams, or any reference to such an agreement being considered through the time of Thomas release from the BCF Seg, about 5-25, please U.S.Mail to me copies of every such document as well as his Disc Report for that assault and his Seg Review Checklist F 92. Thank you, CSB/ Class, Bullock CF.

DOC Form 225B (Revised 7/92)

DISC: #05-437
BOCF: #05-437ALABAMA DEPARTMENT OF CORRECTIONS
DISCIPLINARY REPORT

Attach

1. INMATE: Michael Thomas CUSTODY MED-9 AIS WM/228564
2. FACILITY: BULLOCK COUNTY CORRECTIONAL FACILITY
3. The above inmate is being charged by Officer Darrel McClain with a violation of Rule Number 31 specifically Assault on Another Inmate from regulation # 403, which occurred on or about April 6, 20 05 at (time) 1:35 (am/~~pm~~) Location: Dormitory #23 on Bed #46.
A hearing on this charge will be held after 24 hours from service.
4. Circumstances of the violation(s) are as follows: You, inmate Michael Thomas, WM/228564, did strike inmate M.C. Williams, BM/205594, several times with your fist while inmate Williams slept.
5. Darrel McClain, COI
Darrel McClain, COI
Arresting Officer/Signature/Rank
6. I hereby certify that I have personally served a copy of the foregoing upon the above named inmate on this the 7 day of April, 20 05 at (time) 11:30 (am/pm).
7. Eric Williams, COI Michael Thomas 228564
Serving Officer/Signature/Rank Inmate's Signature/AIS Number
8. Witnesses desired? NO Michael Thomas YES _____
Inmate's Signature Inmate's Signature
9. If yes, list: _____
10. Hearing Date 4-9-05 TIME 1:55 Am PLACE Sec. Cell #14
11. Inmate must be present in Hearing Room. If he is not present explain in detail on additional page and attach.
12. A finding is made that inmate is (is not) capable of representing himself.
13. Plea: _____ Not Guilty Michael Thomas 228564 Guilty
Signature/Hearing Officer
14. The Arresting Officer, inmate, and all witnesses were sworn to tell the truth.
15. Arresting Officer's testimony (at the hearing): None needed due to inmate's plea of guilty.

16. Inmate's Testimony: No statement, inmate Thomas plead guilty.

Witness: N/A

Substance of Testimony: _____

Witness: N/A

Substance of Testimony: _____

Witness: N/A

Substance of Testimony: _____

17. The inmate was allowed to submit written questions to all witnesses. Copy of questions and answers are attached.

Bruce Hampton Col
Signature/Hearing Officer

18. The following witnesses were not called — Reason not called

1. N/A

2. _____

3. _____

19. After hearing all testimony, the Hearing Officer makes the following findings of fact: (Be Specific)

The Hearing Officer finds that: On 4/6/05, at approximately 1:35 a.m., in Dorm #23, Bed #46, inmate Michael Thomas, WM/228564, did strike inmate M.C. Williams, BM/205594, several times with his fist while inmate Williams slept.

20. Basis for Findings of Fact: The hearing officer accepts the plea of guilty from the inmate being charged.

21. Hearing Officer's Decision: X Guilty X Major
Not Guilty Minor

22. Recommendation of Hearing Officer: 30 days loss of store, visiting, phone use privileges, and confine to Segregation for 45 days.

Bruce Hampton Col
Signature/Hearing Officer

BRUCE HAMPTON, COL
Type Name and Title

23. Warden's Action: Approved Date 4-12-05

Disapproved _____

Other (Specify) _____

24. Reason if more than 30 calendar days delay in action. _____

25. I hereby certify that a completed copy of the foregoing Disciplinary Report was served on the above named inmate on this 12th day of April 20 05, at (time) 11:40 (am/pm).

Bruce Hampton Col
Signature/Serving Officer/Title

Michael Thomas 228564 4-12-05
Inmate's Signature/AIS Number

Document 15-2
BCF 72
REGION REVIEW ON

Michael Thomas

228564-5
R 8

in
4-6-05

~~At all?~~

W/ Doc EUS-5-27-05

Staff Participants

Disciplinary Hearing

Disciplinary Review

Institution Board

Department Board

Other Information Considered and/or Persons Interviewed (List)

Final Decision:

20. Deg.

From: dSLB

Warden Halt Approves:

Releases:

- #6) Greg Dubose #190408 / to Gen. Pop., on Probation
- #9) Donnie Stevenson #213110 / to Gen. Pop. on Probation
- #12) Theodore Ethridge #236775 / to Gen. Pop.
- #13) Kerry Walker #229443A / Living Agreement / to Gen. Pop.
on Probation
- #15) Michael Thomas #228564 / Living Agreement / to Gen. Pop.
Norman Goodloe #233827 / to Probation / MH Dorm
- #17) Roderick Larris #230398 / Living Agreement / Gen. Pop., on
Probation
- #20) Damien Larkin #230758 / to Gen. Pop.

OK
B 5/25/05

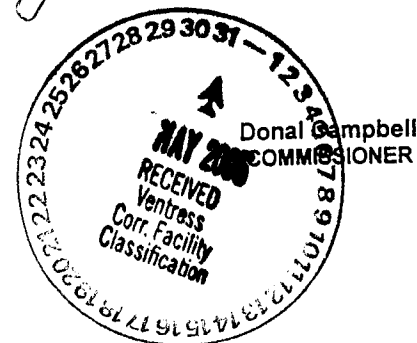


*pls send
this to VCF. (CSB)*

Bob Riley
GOVERNOR

STATE OF ALABAMA

DEPARTMENT OF CORRECTIONS
MONTGOMERY, ALABAMA 36130
BULLOCK CO. CORRECTIONAL FACILITY
HWY. 82 EAST, P. O. BOX 5107
UNION SPRINGS, ALABAMA 36089



5/25/05
Date

MEMORANDUM

From:

Capt S Ruttles / Officer H Puffin

To: Arnold Holt, Warden III

Re: Living Agreement/ Compatibility Form

This is to acknowledge that we have discussed our disagreement this date with *Capt Ruttles / Officer H Puffin*. By our signatures below, we relieve any and all Department of Corrections Officials of any liability and/or damages. We acknowledge that our problem has been resolved and that we can live in this institution without further incident and/or disagreement between us. This statement is made of our own free will, without threats or promises from anyone.

Michael Thomas 5-25-05

Inmate's Signature

Date

Inmate's Signature

Date

MICHAEL THOMAS 228564

Printed Inmate's Name

AIS #

Printed Inmate's Name

AIS #

M. Fortan
Witness

S. Johnson
Witness

BULLOCK CF
 24 HOUR ADVANCE NOTIFICATION
 OF PENDING RECLASSIFICATION

TO: Michael Thomas 228564-S 4-15-05
 NAME AIS# R/S DATE

Notice of Reclassification: This is to inform you that on or after the ____ day of _____, 20____, you will _____ be considered for ^a change in custody and/or institutional assignment because:

(S) was put in seg 4-6-05 under the charge of Assault. The assault is described in Disc Report # 5-437. The report gives a good basis for a Reclas to at least Admin SEG. But, all things considered, including that (S) custody is Medium, no penalty for this act includes 45 days segregation, and the absolute improbability that (S) would be timely transferred to a more restrictive classification, I judge no Reclas should not be done. CF Stability / Cl Super-

This is not a disciplinary hearing. A reclassification team will review this matter and recommend changes, if needed, in your current placement and/or custody. At the reclassification meeting you will be given an opportunity to be heard, to present witnesses and to present documentary evidence.

NAME OF SERVING OFFICER

DATE

NA
 WITNESS

I understand that this is my notice of a reclassification meeting to determine changes in placement and /or custody. I have been given the opportunity to call witnesses in my behalf and have received a copy of this notice on _____

DATE

at _____
 TIME

SIGNATURE OF INMATE AIS#

WITNESSES REQUESTED BY INMATE:

NONE

DISTRIBUTION: INMATE/INSTITUTIONAL FILE/CENTRAL FILE